

UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF SOUTH CAROLINA

IN RE:

Stancel E. Kirkland, Sr.,

Debtor.

Case No. 13-05179-dd

Chapter 7

**AMENDMENT COVER SHEET**

The following items have been amended in the above-named bankruptcy proceeding:

- Summary of Schedules
- Schedule F is amended to (a) add two new creditors (VFC Partners 10, LLC and Anant Raut); (b) correctly identify the attorney for creditor Buckfield Plantation and Hollingsworth Funds, Inc.; and (c) to correct the addresses for Margaret Godley and SCB&T.

**Declaration of Debtor**

I declare under penalty of perjury that the information set forth in the amendment attached hereto is true and correct to the best of my information and belief.

*Stancel E. Kirkland Sr.*  
Stancel E. Kirkland, Sr.  
Debtor

September 18, 2013

In re Stancel E Kirkland, Sr.DebtorCase No. 13-05179-dd

(If known)

## **AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							2,046.00
Adams and Reese,LLC P.O. Box 2285 Columbia, SC 29202			Legal fees				
ACCOUNT NO.							25,000.00
Ameris Bank 1333 Main Street, Suite 200 Columbia, SC 29201			Confession of Judgment (funds provided to Bull Point, LLC)				
ACCOUNT NO.							0.00
Anant Raut, Personal Rep. of Estate of Dr. Premanand S. Raut 1208 N. Danville Street Arlington, VA 22201			Notice only				
ACCOUNT NO.							291,201.11
Automatic Cash, LLC Attn. Jerry Eddins 2018 Charleston Hwy. Cayce, SC 29033							
ACCOUNT NO.							770,000.00
Bank of America c/o Hamilton Osborn, Esq. Haynesworth, Slinkler & Boyd, PA 1201 Main St., 22nd Floor Columbia, SC 29201			Home at 10 Governor Blake Court, Beaufort, SC, in name of Debtor's wife only. In foreclosure. Debtor is on mortgage.				

5 Continuation sheets attached

Subtotal	>	\$ 1,088,247.11
Total	>	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

## **AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>0259</b>			Deficiency on surrendered Mercedes Benz R350. (Interoffice NC 41050259)				<b>3,400.00</b>
Bank of America P.O. Box 26012 Greensboro, NC 27420							
ACCOUNT NO.							<b>2,925.00</b>
Beaufort County Treasurer P.O. Drawer 487 Beaufort, SC 29901			2012 real estate taxes (Huspah Group, LLC)				
ACCOUNT NO.							<b>425,000.00</b>
Branch Banking and Trust Co. 309 Columbia Ave. Lexington, SC 29072-2664			Business Loan (debtor, his wife, and 4 other guarantors)				
ACCOUNT NO.							<b>100,000.00</b>
Branch Banking and Trust Co. 309 Columbia Avenue Lexington, SC 29072-2664			Business Loan (debtor, his wife, and 4 other guarantors)				
ACCOUNT NO.							<b>128,100.00</b>
Buckfield Plantation and Hollingsworth Funds, Inc. c/o Smith, Moore, Leatherwood, LLP 500 E. McBee Ave., Suite 500 Greenville, SC 29601			Confession of Judgment in the matter of Buckfield Plantation, LLC and Hollingsworth Funds, Inc. v. Bindon Plantation, et al., 2010-CP-07-3598, Court of Common Pleas, Beaufort County				

5 Continuation sheets attached

Sheet no. 1 of 5 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal ➤	\$ <b>659,425.00</b>
Total ➤	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

## **AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							4,000.00
Bull Point Property Owners Assoc. 114 Barnaby Bluff Seabrook, SC 29940			POA annual fees for Lot 47, Bull Point (foreclosed)				
ACCOUNT NO. 2070			Business Credit Card				19,624.00
Chase Card Member Services P.O. Box 15153 Wilmington, DE 19886-5153			Confession of Judgment				90,169.00
ACCOUNT NO.							
Coastal States Bank P.O. Box 8047 Hilton Head Island, SC 29938			Deficiency Judgment in the matter of Congaree State Bank v. GSK, LLC, et al.				10,035.00
ACCOUNT NO.			Judgment in the matter of Enterprise Bank of SC v. Colleton Properties, et al., 2012-CP-15-471, Court of Common Pleas, Colleton County				4,031,356.00
Enterprise Bank of SC c/o Nelson Mullins Riley & Scarboro P.O. Box 11070 Columbia, SC 29211							

5 Continuation sheets attached

Sheet no. 2 of 5 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal ➤ \$ 4,155,184.00

Total ➤

\$	
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(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.

Debtor

Case No. 13-05179-dd

(If known)

## **AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>3001</b>			Deficiency from repossessed equipment leased by Combahee River Preserve (debtor was guarantor)				<b>114,042.00</b>
Equilease Financial Services, Inc. 50 Washington St., 10th Floor S. Norwalk, CT 06854							
ACCOUNT NO. <b>1568</b>			Home at 2421 Owl Circle, W. Columbia, SC. Home in Debtor's wife name only. Debtor is on mortgage. Value of home approx. \$215,000.				<b>212,000.00</b>
First Federal Bank P.O. Box 4008 Charleston, SC 29423-0008							
ACCOUNT NO.			Judgment in the matter of German American Capital Corp. v. Raut, et al., 2012-CP-07-04048				<b>1,653,071.00</b>
German American Capital Corp. c/o Julio E. Mendoza, Esq. P.O. Drawer 2426 Columbia, SC 29202							
ACCOUNT NO.			personal loan				<b>35,000.00</b>
Godley, Margaret K. 30 Summit Place Columbia, SC 29204-2401							
ACCOUNT NO.			personal loan				<b>5,000.00</b>
Greenbrier Financial Services c/o Carroll McGee 560 Meeting Street West Columbia, SC 29169							

5 Continuation sheets attached

Sheet no. 3 of 5 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims

Subtotal ➤	\$ <b>2,019,113.00</b>
Total ➤	\$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.  
Debtor

Case No. 13-05179-dd  
(If known)

## **AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							<b>0.00</b>
Loadholt, Miles, Esq. P.O. Box 365 Barnwell, SC 29812			Notice only. Co-defendant in Enterprise Bank v. Colleton Properties, 2012-CP-15-471, Court of Common Pleas, Colleton County				
ACCOUNT NO.			related to foreclosure of Lot 47, Bull Point, limited to \$5,000 as to debtor's wife.				<b>210,681.88</b>
MF South Carolina 1, LLC c/o Clawson and Staubes, LLC 126 Seven Farms Dr., Ste. 200 Charleston			legal fees				<b>4,500.00</b>
ACCOUNT NO.			Accounting fees (numerous companies)				<b>10,000.00</b>
Roof and Williams, P.A., CPA 1148 Silstar Road West Columbia, SC 29170			Deficiency judgment in the matter of SCB&T v. Shealy Estates and Stancel Kirkland, 2010-CP-07-1768, Court of Common Pleas, Beaufort County				<b>219,930.00</b>
ACCOUNT NO.							
SC Bank and Trust, NA 520 Gervais Street Columbia, SC 29201							

5 Continuation sheets attached

Sheet no. 4 of 5 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal ➤ \$ **445,111.88**

Total ➤ \$

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

B6F (Official Form 6F) (12/07) - Cont.

In re Stancel E Kirkland, Sr.  
Debtor

Case No. 13-05179-dd  
(If known)

## **AMENDED SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS**

(Continuation Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO.							<b>104,107.67</b>
VFC Partners 10, LLC c/o William T. Dawson, Esq. P.O. Box 999 Charleston, SC 29402			Deficiency Judgment arising from VFC Partners 10, LLC v. Egret Island Partnership (debtor signed guarantee)				
ACCOUNT NO.							<b>0.00</b>
Wolfson, Robert L. 166 Bull Point Drive Seabrook, SC 29940			Protection counter claim vs. Kirkland in lawsuit and any causes of legal action by Wolfson arising out of business dealings with Wolfson				

5 Continuation sheets attached

Sheet no. 5 of 5 continuation sheets attached to Schedule of Creditors  
Holding Unsecured  
Nonpriority Claims

Subtotal >	<b>\$ 104,107.67</b>
Total >	<b>\$ 8,471,188.66</b>

(Use only on last page of the completed Schedule F.)  
(Report also on Summary of Schedules and, if applicable on the Statistical  
Summary of Certain Liabilities and Related Data.)

B6 Summary (Official Form 6 - Summary) (12/07)

United States Bankruptcy Court  
District of South Carolina

In re Stancel E Kirkland, Sr.,  
Debtor

Case No. 13-05179-dd  
Chapter 7

## AMENDED - SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	YES	1	\$ 45,000.00		
B - Personal Property	YES	4	\$ 4,725.74		
C - Property Claimed as Exempt	YES	1			
D - Creditors Holding Secured Claims	YES	1		\$ 41,870.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	YES	2		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	YES	6		\$ 8,471,188.66	
G - Executory Contracts and Unexpired Leases	YES	1			
H - Codebtors	YES	1			
I - Current Income of Individual Debtor(s)	YES	1			\$ 5,858.50
J - Current Expenditures of Individual Debtor(s)	YES	2			\$ 8,225.58
TOTAL		20	\$ 49,725.74	\$ 8,513,058.66	

**UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF SOUTH CAROLINA**

IN RE:

Stancel E. Kirkland, Sr.,

Debtor.

Case No. 13-05179-dd

Chapter 7

**CERTIFICATE OF SERVICE**

The undersigned, Elke Watkins, hereby states that she mailed a copy of the § 341 Notice to creditors which have been added by amendment, or whose addresses have been corrected, as follows:

VFC Partners 10, LLC  
c/o William T. Dawson, Esq.  
P.O. Box 999  
Charleston, SC 29402

Anant Raut, Personal Representative  
Estate of Dr. Premanand S. Raut  
1208 N. Danville Street  
Arlington, VA 22201

Margaret K. Godley  
30 Summit Place  
Columbia, SC 29204-2401

SC Bank and Trust, NA  
520 Gervais Street  
Columbia, SC 29201

by placing same in the United States Post Office, postage prepaid, on September 18, 2013.

  
Elke Watkins, Bankruptcy Paralegal  
Anderson & Associates, P.A.  
P. O. Box 76  
Columbia, SC 29202  
(803) 252-8600